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OIPE	Pract	itioner's	s Doc	ket No.	TRW(A	\SG)68	02			PATE	NT
	į)		IN T	HE UNIT	ED STATI	ES PAT	ENT AND T	RAD	EMARK OF	FICE	
AUG 2 3 2004	E)	nnligation									
	•/	pplication			r Rumpf		Croup No :		2832		
TA TRADEMARK		ation No.		92,216 ber 23, 2	2002		Group No.:		Examiner:	K.S.	Loo
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	P.O. B	nissione Box 1450									
	Alex	andri	a, V	A 223	313-145	0					
	` AMENDMENT TRANSMITTAL										
	Warning: Failure to file a complete response in compliance with § 1.135(c) leads to a reduction in patern term adjustment - See § 1.704(c)(7).										
	1.	Transn	nitted l	nerewith i	s an amer	ndment	for this appli	catio	n.		
	STATUS										
	<b>2</b> .	Applica	int is								
			a sm	all entity.	A statem	ent:					
				is attach	ied.						
				was alre	ady filed.						
		$\boxtimes$	other	than a sı	mall entity	•					
	CERTIFICATION UNDER 37 CFR §§ 1.8(a) and 1.10* (When using Express Mail, the Express Mail label number is mandatory; Express Mail certification is optional.)										
	I hereby certify that, on the date shown below, this correspondence is being:										
	MAILING										
					States Post a, VA 22313		e in an envelop	oe add	dressed to Co	mmissioner	for Patents
				F.R. § 1.8(	•		_		37 C.F.R. § 1		
	⊠	with suf	ficient (	postage as	first class	mail.			as "Express I Addressee" N (mandatory)	Mail Post Of Mailing Labe	fice to No
	TRANSMISSION										
		transmit	tted by	facsimile t	o the Pater	nt and Tr	ademark Office Signature	e) (7)	ua d		ルン
	Date: <u>#</u>	August 18	, 2004				Deborah De (type or print n		of person certify	ving)	

\*Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

## **EXTENSION OF TERM**

NOTE: "Extension of Time in Patent Cases (Supplement Amendments) – If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings, and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

NOTE: 37 C.F.R. § 1.740(b) "...an applicant shall be deemed to have failed to engage in reasonable efforts to conclude processing or examination of an application for the cumulative total of any periods of time in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, measuring such three-month period from the date the notice or action was mailed or given to the applicant, in which case the period of adjustment set forth in § 1.703 shall be reduced by the number of days, if any, beginning on the date after the date that is three months after the date of mailing or transmission of the Office communication notifying the applicant of the rejection, objection, argument, or other request and ending on the date the reply was filed. The period, or shortened statutory period, for reply that is set in the Office action or notice has not effect on the three-month period set forth in this paragraph."

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(complete (a) or (b), as applicable)

(a) Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(1)-(4) for the total number of months check below:

Extension	Fee for other than	Fee for
( <u>months</u> )	small entity	small entity
one month	\$ 110.00	\$ 55.00
two months	\$ 420.00	\$210.00
three months	\$ 950.00	\$475.00
four months	\$1,480.00	\$740.00

Fee \$ 110.00

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next time, if applicable)

An extension for \_\_\_\_ months has already been secured. The fee paid therefor of \$\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$
OR

b)	Applicant believes that no extension of term is required. However, this is a
	conditional petition being made to provide for the possibility that applicant
	has inadvertently overlooked the need for a petition for extension of time.

## **FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. § 1.16(b)-d)) has been calculated as shown below:

(Col. 1)			(Col. 2)	(Col. 3)	SMAL	SMALL ENTITY			OTHER THAN A SMALL ENTITY	
,	REMA AFT	AIMS AINING TER DMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESEN EXTRA	•	ADDIT. FEE .	OR	RATE	ADDIT. FEE	
OTAL	*13	MINUS	** 20	=	X\$ 9=	\$		X\$ 18=	\$-0-	
NDEP.	*4	MINUS	***3	=	X\$ 43=	\$		X\$ 86=	\$86.00	
FIRST	PRESI	ENTATION OF M	ULTIPLE DEP. CLAIM	=	X\$145=	\$		X\$290=	\$	
				,	TOTAL ADDIT. FEE	\$	OR	TOTAL ADDIT. FEE	\$86.00	

WARNING

"After final rejection or action (§1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. § 1.116(a)(emphasis added).

(complete (c) or (d), as applicable)

(c)	No additional fee for claims is required.					
)		OR				
(d)	$\boxtimes$	Total additional fee for claims required \$86.00				
		FEE PAYMENT				
$\boxtimes$	Attac	thed is a ⊠ check ☐ money order in the amount of \$86.00				
$\boxtimes$	Authorization is hereby made to charge the amount of \$					
	$\boxtimes$	to Deposit Account No. 20-0090.				
	_	to Credit card as shown on the attached credit card information authorization form PTO-2038.				
WARNIN	G: Cre	edit card information should not be included on this form as it may become public.				
$\boxtimes$	Chai	ge any additional fees required by this paper or credit any overpayment in the				

manner authorized above.

In Col. 1 of a prior amendment or the number of claims originally filed.

## **FEE DEFICIENCY**

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases.

Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986 (1065 O.G. 31-33).

6. If any additional extension and/or fee is required, charge Deposit Account No. 20-0090.

## AND/OR

If any additional fee for claims is required, charge Deposit Account No. 20-0090.

SIGNATURE OF PRACTITIONER

ROBERT N. LIPCSIK

(type or print name of attorney)

Tarolli, Sundheim, Covell

& Tummino L.L.P.

526 Superior Avenue, Suite 1111

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